

1 GIBSON, DUNN & CRUTCHER LLP  
JOEL S. SANDERS, SBN 107234  
2 GEORGE A. NICOUD III, SBN 106111  
RACHEL S. BRASS, SBN 219301  
3 REBECCA JUSTICE LAZARUS, SBN 227330  
One Montgomery Street, Suite 3100  
4 San Francisco, California 94104  
Telephone: (415) 393-8200  
5 Facsimile: (415) 986-5309  
Email: JSanders@gibsondunn.com  
6 TNicoud@gibsondunn.com  
RBrass@gibsondunn.com  
7 RJustice@gibsondunn.com

8 Attorneys for Defendants  
MATSON NAVIGATION COMPANY, INC.  
9 AND ALEXANDER & BALDWIN, INC.

10  
11 **UNITED STATES DISTRICT COURT**  
12 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

13  
14 WINKLER WOODS, LLC, Individually and on )  
Behalf of All Others Similarly Situated, )

15 Plaintiff, )

16 v. )

17 MATSON NAVIGATION COMPANY, INC.; )  
18 ALEXANDER & BALDWIN, INC.; )  
HORIZON LINES, LLC; and HORIZON )  
19 LINES, INC., )

20 Defendants. )  
21 )  
22 )  
23 )  
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Case No. CV 08-03169 VRW

**STIPULATION RE EXTENSION OF  
RESPONSIVE PLEADING DEADLINE**

1 WHEREAS the undersigned plaintiff has filed the above-captioned case;

2 WHEREAS plaintiff alleges antitrust violations on behalf of purchasers of domestic  
3 containerized ocean shipping services for service between the continental United States and  
4 Hawaii ("Hawaiian Ocean Shipping");

5 WHEREAS twelve complaints have been filed to date in multiple federal district courts by  
6 plaintiffs purporting to bring class actions on behalf of purchasers of Hawaiian Ocean Shipping  
7 (collectively "the Hawaiian Ocean Shipping Cases");

8 WHEREAS, a motion is pending before the Judicial Panel on Multidistrict Litigation (the  
9 "Panel") to transfer the Hawaiian Ocean Shipping Cases to this jurisdiction for coordinated and  
10 consolidated pretrial proceedings pursuant to 28 U.S.C. section 1407;

11 WHEREAS, a hearing on the motion for transfer is currently scheduled for July 31, 2008  
12 before the Panel, and the cases will likely be transferred by the end of August 2008;

13 WHEREAS plaintiff anticipates the possibility of a Consolidated Complaint in the  
14 Hawaiian Ocean Shipping Cases;

15 WHEREAS plaintiff and Matson Navigation Company, Inc., Alexander & Baldwin, Inc.,  
16 Horizon Lines, LLC, and Horizon Lines, Inc. ("Defendants") have agreed that an orderly schedule  
17 for any response to the pleadings in the Hawaiian Ocean Shipping Cases would be more efficient  
18 for the parties and for the Court;

19 PURSUANT TO CIVIL LOCAL RULE 6-1(a), PLAINTIFF AND DEFENDANTS, BY  
20 AND THROUGH THEIR RESPECTIVE COUNSEL OF RECORD, HEREBY STIPULATE AS  
21 FOLLOWS:

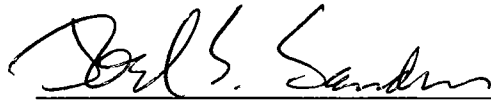
22 1. The deadline for Defendants to answer, move, or otherwise respond to plaintiff's  
23 Complaint shall be extended until the earliest of the following dates: (1) forty-five days after the  
24 filing of a Consolidated Complaint in the Hawaiian Ocean Shipping Cases; or (2) forty-five days  
25 after plaintiff provides written notice to Defendants that plaintiff does not intend to file a  
26 Consolidated Complaint, provided however, that in the event that Defendants should agree to an  
27 earlier response date in any Hawaiian Ocean Shipping Case, Defendants will respond to the  
28 Complaint in the above-captioned case on that earlier date.

2. This Stipulation does not constitute a waiver by Defendants of any defense, including but not limited to the defenses of lack of personal jurisdiction, subject matter jurisdiction, improper venue, or service of process.

IT IS SO STIPULATED.

Dated: July 21, 2008

GIBSON, DUNN & CRUTCHER, LLP

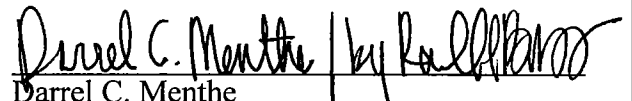


Joel Sanders  
Rachel S. Brass  
GIBSON, DUNN & CRUTCHER, LLP  
One Montgomery Street, Suite 3100  
San Francisco, CA 94104  
Telephone: (415) 393-8200  
Facsimile: (415) 986-5309

*Counsel for Defendants  
Matson Navigation Company, Inc. and  
Alexander & Baldwin, Inc.*

Dated: July 21, 2008

McGUIREWOODS LLP



Darrel C. Menthe  
McGUIREWOODS LLP  
1800 Century Park East, 8th Floor  
Los Angeles, CA 90067  
Telephone: (310) 315-8200  
Facsimile: (310) 315-8210

Richard J. Rappaport  
Amy B. Manning  
Tammy L. Adkins  
McGUIREWOODS LLP  
77 West Wacker Drive  
Suite 4100  
Chicago, Illinois 60601  
Telephone: (312) 849.8100  
Facsimile: (312) 849.3690

*Counsel for Defendant  
Horizon Lines, LLC*

1 Dated: July 21, 2008

SAVERI & SAVERI INC.

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4 Guido Saveri  
5 R. Alexander Saveri  
6 SAVERI & SAVERI INC.  
7 111 Pine Street, Suite 1700  
8 San Francisco, CA 94111  
9 Telephone: (415) 217-6810  
10 Facsimile: (415) 217-6813

11 Joseph M. Alioto  
12 ALIOTO LAW FIRM  
13 555 California Street, Suite 3160  
14 San Francisco, CA 94104  
15 Telephone: (415) 434-8900  
16 Facsimile: (415) 434-9200

17 Gilmur R. Murray  
18 Derek G. Howard  
19 MURRAY & HOWARD, LLP  
20 436 14th Street, Suite 1413  
21 Oakland, CA 94612  
22 Telephone: (510) 444-2660  
23 Facsimile: (510) 444-2522

24 *Counsel for Plaintiff Winkler Woods, LLC*  
25  
26  
27  
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